

## Combined Declaration and Power of Attorney for Patent Application

Docket Number: 03916.0043.PCUS01

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if more than one name is listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: APPARATUS AND METHOD FOR CLASSIFYING MULTI-DIMENSIONAL BIOLOGICAL DATA

the specification of which

?? is attached hereto

OR

was filed on February 9, 2006 as United States Application Number 10/568,094; and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation in part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

| Prior Foreign Application No. | Country | Foreign Filing Date (MM/DD/YYYY) |
|-------------------------------|---------|----------------------------------|
| PCT/US2004/026835             | PCT     | 08/13/2004                       |
|                               |         |                                  |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

60/494,975                      August 13, 2003  
(Application No.)                      (Filing Date)

\_\_\_\_\_  
(Application No.)                      (Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is

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not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112.

| (Application No.) | (Filing Date) | (Status - patented, pending, abandoned) |
|-------------------|---------------|---|
|                   |               |   |
|                   |               |   |

I hereby appoint the attorney(s) and/or agent(s) associated with the customer number 27194 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Send Correspondence to:

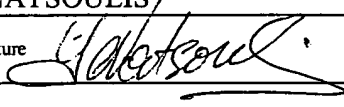
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|   |                |
|---|----------------|
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|  |              |
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